

A Resolution

NO. 3635-07-2008

**A RESOLUTION INCREASING THE MAXIMUM AMOUNT TO BE PAID TO
CANTEY & HANGER FOR ASSISTING THE CITY WITH LEGAL ISSUES
INCLUDING, BUT NOT LIMITED TO, REAL ESTATE CONCERNING THE
SOUTHWEST PARKWAY (SH 121T)**

WHEREAS, on August 17, 2004, City Council approved M&C G-14459, adopting a resolution retaining Cantey & Hanger to provide the City legal services related to the Southwest Parkway (SH 121T) for an amount up to \$50,000; and

WHEREAS, on June 21, 2005, City Council approved M&C G-14836, adopting a resolution increasing the amount to be paid to Cantey & Hanger to \$150,000; and

WHEREAS, on February 20, 2007, City Council approved M&C C-21981, adopting a resolution increasing the amount to be paid to Cantey & Hanger to \$600,000; and

WHEREAS, on February 19, 2008, City Council approved M&C G-16053, adopting a resolution increasing the amount to be paid to Cantey & Hanger to \$800,000; and

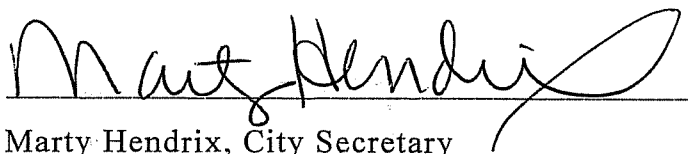
WHEREAS, it is anticipated that additional legal services concerning Southwest Parkway will be needed during 2008, requiring a \$100,000 increase to the total amount paid to Cantey & Hanger, thereby establishing the maximum amount at \$900,000.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF FORT WORTH, TEXAS:**

That the maximum amount authorized to be paid to Cantey & Hanger for legal services, including but not limited to, real estate issues concerning the Southwest Parkway (SH 121T) is hereby increased by \$100,000 to an amount not to exceed \$900,000.

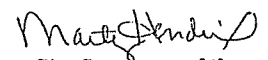
Adopted this 8th day of July 2008.

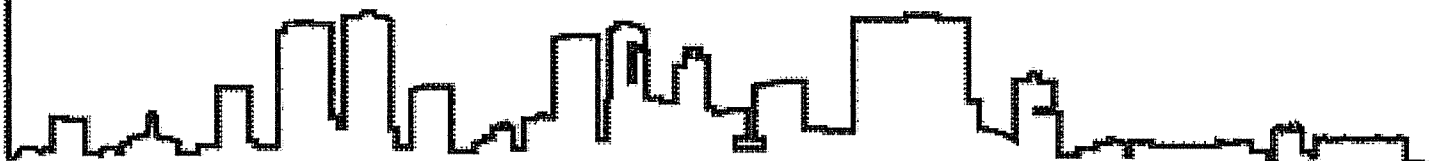
ATTEST:

By: 
Marty Hendrix, City Secretary

APPROVED
CITY COUNCIL

JUL 08 2008


City Secretary of the
City of Fort Worth, Texas



CITY OF FORT WORTH

City of Fort Worth, Texas
Mayor and Council Communication

COUNCIL ACTION: Approved on 7/8/2008 - Res. No. 3635-07-2008

DATE: Tuesday, July 08, 2008
LOG NAME: 12CANTEYHANGER

REFERENCE NO.: G-16196

SUBJECT:

Adopt Resolution Increasing the Maximum Amount to be Paid to Cantey and Hanger by \$100,000 for Assisting the City with Legal Issues Including, but not Limited to, Real Estate Concerning Southwest Parkway (State Highway 121T)

RECOMMENDATION:

It is recommended that the City Council adopt the attached resolution increasing the amount to be paid to Cantey and Hanger by \$100,000 for assisting the City with legal issues including, but not limited to, real estate concerning Southwest Parkway (State Highway 121T), thereby establishing the maximum fee at \$900,000.

DISCUSSION:

The 2004 Capital Improvement Program and the 2007 Critical Capital Projects included funds for the Southwest Parkway 121T project.

The City Council approved Cantey and Hanger as legal counsel to represent the City of Fort Worth regarding legal issues, including but not limited to real estate, concerning Southwest Parkway (State Highway 121T) and authorized payment to Cantey and Hanger for services in an amount not to exceed \$50,000 by adoption of Resolution No. 3111 on August 17, 2004 (M&C G-14459). That amount was subsequently increased to \$150,000 by adoption of Resolution No. 3220 on June 21, 2005, (M&C G-14836) and to \$600,000 by adoption of Resolution No. 3460 on February 20, 2007, (M&C C-21981) then to \$800,000 by Adoption of Resolution No. 3584 on February 19, 2008 (M&C G-16053).

Continued representation is required for legal services concerning the remaining property to be acquired and anticipated litigation associated with the Southwest Parkway. Therefore, it is recommended that City Council increase the amount to be paid to Cantey and Hanger for legal issues regarding Southwest Parkway (State Highway 121T) by \$100,000, thereby establishing the maximum fee at \$900,000.

This project is located in COUNCIL DISTRICTS 3, 6 and 9.

FISCAL INFORMATION/CERTIFICATION:

The Finance Director certifies that funds are available in the current capital budget, as appropriated, of the 2007 Critical Capital Projects Fund.

TO Fund/Account/Centers

FROM Fund/Account/Centers

C295 531200 303210000542

\$100,000.00

Submitted for City Manager's Office by:

Fernando Costa (6122)

Originating Department Head:

David Yett (7623)

Additional Information Contact:

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